

Arizona Department of Agriculture

1688 West Adams Street, Phoenix, Arizona 85007
Environmental Services Division – Central Licensing
Phone 602-542-0965

UNCLASSIFIED EGG PRODUCERS INFORMATION SHEET

This information is provided to assist persons wishing to produce unclassified eggs in the State of Arizona.

There are no license or inspection fees to be enrolled as an unclassified producer. Sales of unclassified eggs may not exceed 750 dozens each calendar year, by a firm or individual.

A.R.S. § 3-715 . Unlawful sales; unlawful designations

A. It is unlawful to sell to retailers or consumers eggs which are unclassified, except that a person may sell to retailers or consumers twenty-five cases of such eggs from his own production each calendar year. Retailers may sell such eggs to consumers only if such eggs when on hand, offered for sale or placed on sale are clearly marked "unclassified". Each placard for cases, half-cases, cartons or containers of such eggs and all advertising, invoices and egg purchase tickets relating to such eggs shall likewise be clearly marked "unclassified" as prescribed in this article. The total quantity of unclassified eggs on hand or on sale at any time shall not exceed the total quantity of such eggs as shown on invoices or egg purchase tickets. Any person who sells unclassified eggs shall keep an invoice or egg purchase ticket as prescribed in section 3-718.

B. Any person proposing to sell unclassified eggs shall, prior to any such sales, notify the department in writing of his intent to sell such eggs and specify his location, the number of laying hens he owns or which are or in his possession, the place of production and the general area of the state in which such eggs are to be sold.

C. It is unlawful for any person selling any portion of his daily production as graded eggs to sell any portion thereof as unclassified eggs, except that any person may change his sales from graded to unclassified if he notifies the department in writing prior to such change.

D. It is unlawful for any person selling any portion of his daily production as unclassified eggs to sell any portion thereof as graded eggs, except that any person may change his sales from unclassified eggs to graded eggs if he notifies the department in writing within five days from the date of change.

E. Any person selling unclassified eggs as provided in this section shall notify the department in writing within five days from the date each calendar year his total sales of such eggs amount to twenty-five cases (750 dozens).

F. The department shall keep a record of all notifications made under this section.

G. It is unlawful to sell or represent as chicken eggs, eggs from any other species of fowl, or mixed eggs from more than one species of fowl, or eggs from ducks, turkeys, geese or any species of fowl other than chickens without marking the cases, half-cases, containers and subcontainers of such eggs and indicating fully by sign or placard for bulk lots the species of fowl from which such eggs were produced.

H. It is unlawful to place on open display in retail stores cases with markings or any designation of brand, size, grade or other matter which does not properly and accurately apply to the eggs placed or packed therein unless all of such markings have been removed, erased or obliterated.

ARIZONA DEPARTMENT OF AGRICULTURE
Environmental Services Division
Central Licensing
1688 W. ADAMS
PHOENIX, ARIZONA 85007
(602) 542-0965

Notice of Intent to register as an Unclassified Egg Producer

I am a resident of the State of Arizona producing chicken eggs within the State. I hereby serve notice of intention to sell my production of eggs as "unclassified" eggs until such time I change my operation or exceed the exemption of 25 cases (750 dozen) per calendar year. I understand that ARS 3-715 E. requires me to notify the Department of Agriculture within 5 days of egg sales that exceed 25 cases (750 dozens) per year.

I understand that "unclassified" means nest-run eggs that are ungraded as to quality and size, and that containers of such eggs when sold to retailers shall be clearly marked "unclassified". An invoice or egg purchase ticket showing the date, the quantity of "unclassified eggs" and the name and the address of the retailer buying and the person selling the eggs shall be left with the retailer. A copy of the invoice shall be kept on file by the seller and the buyer at their respective places of business for a period of 30 days and shall be open to inspection by the Department at all reasonable times.

I also understand that the reuse of any cartons for eggs which bears a name, a trade-mark, or a trade name, except where the user is entitled to use the name, trade-mark or trade name, is PROHIBITED and that the words "FRESH" or "LOCAL" shall not be used to advertise or sell the "unclassified eggs".

At the present time I own or have in my possession _____ hens.

I plan to market the eggs to Retailers () Consumers () in the
general area of _____.

signature _____ date _____

Please type or print complete name and address:

Name: _____

Address: _____

Phone No. _____

If this is a rural address, please provide directions for locating.

RETAIN ONE COPY FOR YOUR RECORDS
RETURN ONE COPY TO THE DEPARTMENT AT THE ABOVE ADDRESS